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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/839,715	04/20/2001	Lis K. Renini	42421/KMO/G460	2768

23363 7590 05/19/2003

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13  
EXAMINER

MADSEN, ROBERT A

ART UNIT

PAPER NUMBER

1761

DATE MAILED: 05/19/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

## DETAILED ACTION

### *Response to Amendment*

1. The reply filed on February 12, 2003 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s):
2. The amendment does not address the numerous rejections made of independent claim 68 under 35 USC 102 (b). In addition, the amendment does not show the changes made to independent claim 51, either on a marked up copy or in the text of the claim. Also, it is noted that the amendment does not put forward any support found in applicant's disclosure for the new amended claim language in claims 1 and 51.
3. See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).**
4. In order to expedite prosecution, it is further noted that the newly amended phrase " an oil component in the container, wherein more of the oil component is maintained in the container with the unpopped kernels than is maintained with the sugar pellets" is not clear. It is unclear what "maintained" means in this context and how the oil component is maintained more with the kernels than in the sugar pellet. This phrase also implies that the kernels and pellets may be separated in the container but the claim is silent in this regard.


Any inquiry concerning this communication or earlier communications from the examiner should be directed to Robert Madsen whose telephone number is (703)305-0068. The examiner can normally be reached on 7:00AM-3:30PM M-F.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Milton Cano can be reached on (703)308-3959. The fax phone numbers for the organization where this application or proceeding is assigned are (703)872-9310 for regular communications and (703)872-9311 for After Final communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 308-0061.

Robert Madsen  
Examiner  
Art Unit 1761  
May 17, 2003



  
STEVE WEINSTEIN  
PRIMARY EXAMINER 1761  
for M. Cano